

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NEW JERSEY CARPENTERS
HEALTH FUND, *on Behalf of Itself and all Others
Similarly Situated,*

Plaintiff,

v.

NOVASTAR MORTGAGE, INC., NOVASTAR
MORTGAGE FUNDING CORPORATION, SCOTT
F. HARTMAN, GREGORY S. METZ, W. LANCE
ANDERSON, MARK HERPICH, RBS SECURITIES
INC. f/k/a GREENWICH CAPITAL MARKETS,
INC., d/b/a RBS GREENWICH CAPITAL,
DEUTSCHE BANK SECURITIES INC., WELLS
FARGO ADVISORS, LLC f/k/a WACHOVIA
SECURITIES LLC,

Defendants.

Case No. 08-cv-5310 (DAB)

ECF Case

**PLAINTIFFS' NOTICE OF UNOPPOSED MOTION FOR (I) PRELIMINARY
APPROVAL OF THE SETTLEMENT; (II) CERTIFICATION OF A SETTLEMENT
CLASS; (III) APPROVAL OF NOTICE TO THE SETTLEMENT CLASS; AND (IV)
SCHEDULING OF FINAL APPROVAL HEARING**

PLEASE TAKE NOTICE that Plaintiffs New Jersey Carpenters Health Fund and Iowa Public Employees' Retirement System, on behalf of themselves and each of the Settlement Class Members, move this Court before the Honorable Deborah A. Batts for an order pursuant to Rule 23(e) of the Federal Rules of Civil Procedure (i) preliminarily approving the proposed Settlement; (ii) certifying the Settlement Class for the purposes of settlement; (iii) approving the form and manner of notice to Settlement Class Members; and (iv) scheduling a final approval hearing on the Settlement and dismissal of the Action with prejudice upon the terms and conditions set forth in the Settlement, and on Lead Counsel's motion for an award of attorneys' fees and reimbursement of litigation expenses.

Dated: March 15, 2017

Respectfully submitted,

COHEN MILSTEIN SELLERS & TOLL PLLC

/s/ Joel P. Laitman

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